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PATENT, TRADEMARK
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To: Examiner D. Underwood
Group Art Unit 3652, USPTO

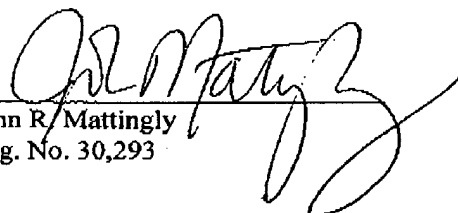
From: Mr. John R. Mattingly
MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.

Re: USSN 10/550,729
Attorney Docket No.: H&C-122

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following listed documents are being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

**Transmittal; and
Amendment.**


John R. Mattingly
Reg. No. 30,293

February 17, 2009
Date

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Form PTO-1083

Patent

In RE application of T. NAKAJIMA et al

Case Docket No. H&C-122

Serial No.: 10/550,729

Group Art Unit: 3652

For: AN OPERATING ARM FOR A CONSTRUCTION
MACHINE AND METHOD OF FABRICATING THE SAME

Examiner: D.W. Underwood

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**RECEIVED
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Sir:

Transmitted herewith is an Amendment in the above-identified application.

- ☐ Small entity of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
- ☐ No additional fee is required.

The fee has been calculated as shown below:

(Col. 1)	(Col. 2)	(Col. 3)
Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra
Total	Minus **	=
Indep.	Minus ***	=
<input type="checkbox"/> First presentation of Multiple Dependent Claims		

SMALL ENTITY	
Rate	Additional Fee
X 25	\$
X 100	\$
X 180	\$
Total	\$

OR

OTHER THAN A SMALL ENTITY	
Rate	Additional Fee
X 50	\$
X 200	\$
X 360	\$
Total	\$

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in col. 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior Amendment or the number of claims originally filed.

- ☐ Please charge my Deposit Account No. 50-1417 in the amount of \$_____.
- ☐ A Credit Card Payment Form in the amount of \$_____ is attached for
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayments to Deposit Account No. 50-1417.
- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ Any Extension of Time fees that are necessary, which are hereby requested if necessary.

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Attorney for Applicant(s)

Date: February 17, 2009

FEB 17 2009

H&C-122

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): NAKAJIMA, et al

Confirmation No. 8330

Serial No.: 10/550,729

Filed: September 26, 2005

For: AN OPERATING ARM FOR A CONSTRUCTION MACHINE AND
METHOD OF FABRICATING

Group: 3652

Examiner: D. Underwood

AMENDMENT

Commissioner for Patents
Mail Stop: Amendment
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action dated November 21, 2008, please amend
the above-identified patent application as follows.

Amendments to the Claims are reflected in the listing of claims which begins on page 2
of this paper.

Remarks begin on page 5 of this paper.